

I hereby swear under the penalties of perjury that the attached exhibits are true and correct copies of the originals and not sent for the oppression of the Defendant.

Signed this 29th day of November, 2019.

D. S. W.

**D. G. SWEIGERT, C/O
GENERAL DELIVERY
ROUGH AND READY, CA 95975
Spoliation-notice@mailbox.org**

18-cv-8653

11.27.19

CHIT
EMENT
ELECTRONICALLY FILED
FILED: 11-4-19

EXHIBIT ONE

Thursday, September 12, 2019

**Case No. 1:18-CV-08653-VEC
Sweigert v. Goodman**

Hon. Valerie E. Caproni [Via Email and USPS First Class Mail]
United States District Judge
Thurgood Marshall United States Courthouse
Courtroom: 443
40 Foley Square
New York, NY 10007
Chambers Phone: (212) 805-6350 - Deputy Phone: (212) 805-6355
CaproniNYSDCChambers@nysd.uscourts.gov

"This is a frivolous dispute between two litigants whose voluminous court filings rehash their incomprehensible and illogical online conspiracy theories." -Judge

Dear Judge,

It is hard to imagine a more frivolous dispute between 2-crackpot online conspiracy theorist' than this one. Not only is Plaintiff a documented conspiracy kook, he engages in routine online Cyber Bullying, Harassment & Perjury. My name is Marcus Conte, an independent journalist, whistleblower and YouTube personality familiar with both party's on & offline shenanigans. I am also one of plaintiff's many Cyber Bully victims. I would like to place my personal experience on the record. I live in Brooklyn NY and would be willing to come to court and give sworn testimony.

In my enclosed 1-hr public **YouTube** video everything I am offering here will make perfect sense. Please watch the video titled: **"Dave Acton Sweigert Charged With Cyber Bullying, Harassment & Perjury Before SDNY Judge Valerie E. Caproni 1:18-CV-08653-VEC"**
<https://youtu.be/cWTikLjJXX4>

Plaintiff Dave Sweigert is a YouTube video celebrity with a subscriber base of 17,000 viewers. However, Sweigert falsely claims he is a 'private citizen.' He is not. Sweigert is a well-known 60-year old public figure on a fishing expedition to smear his online competitors like myself, and, the Defendant Jason Goodman. Sweigert does all of this for his own personal gain. Though Goodman is far from a saint, Sweigert falsely claims he was defamed, slandered and libeled by Goodman; Sweigert claims he suffers from mental anguish, loss of reputation, damage to trade, profession and business, ridicule in the community and medical injuries to his musculoskeletal system. Nothing could be further from the truth. In fact the opposite is true - Sweigert has prospered from the situation. Sweigert is a documented narcissist who enjoys tormenting people through online video making. His allegations of defamation are so ridiculous because as you will see in the above video Mr. Sweigert knowingly & willfully attempts to inflict all of those damages on others; including this reporter.

1. Sweigert commits perjury against the Court because he is deliberately misleading the Court about his Public online presence & nefarious engagement. As a Pro Se litigant, all of his written statements thus far are his sworn testimony.

18 U.S.C. § 1001(a):

(a) Except as otherwise provided in this section, whoever, in any matter within the jurisdiction of the executive, legislative, or judicial branch of the Government of the United States, knowingly and willfully—

(1) falsifies, conceals, or covers up by any trick, scheme, or device[,] a material fact;
(2) makes any materially false, fictitious, or fraudulent statement or representation; or
(3) makes or uses any false writing or document knowing the same to contain any materially false, fictitious, or fraudulent statement or entry
shall be fined under this title, imprisoned not more than 5 years or, if the offense involves international or domestic terrorism (as defined in section 2331),[11]
imprisoned not more than 8 years, or both....

2. Sweigert commits Cyber bullying and repeated harassment against this Reporter as demonstrated in the video **"Dave Acton Sweigert Charged With Cyber Bullying, Harassment & Perjury Before SDNY Judge Valerie E. Caproni 1:18-CV-08653-VEC"**

CONCLUSION

Plaintiff is no "knight in shining armor." He is an online menace and should be barred by the court from online discourse and from further discussing this case in public. Plaintiff should also be severely fined for filing one frivolous motion after another at the expense of the People, and for making a mockery of this court - and this country.

Respectfully,

MARCUS CONTE
199 Gelston Ave, Apt D1
Brooklyn NY 11209
shorthappylife@gmail.com

CC: Jason Goodman, Dave Sweigert
[Via Email and USPS First Class Mail to last known address]

EXHIBIT TWO

Broadcast of 9/12/2019



Dave Acton Sweigert Charged With Cyber Bullying, Harassment, Perjury: SDNY Judge Valerie E. Caproni



Marcus Conte

✓ Subscribed

7K

1,569 views



Add to



Share



More



101



22

Source URL:

<https://www.youtube.com/watch?v=cWTikLjJXX4&t=6s>

EXHIBIT THREE

Sweigert v. Goodman, USDC for the SDNY

**D. G. SWEIGERT, C/O
GENERAL DELIVERY
ROUGH AND READY, CA 95975
Spoliation-notice@mailbox.org**

September 19, 2019

**Jason Goodman, CEO
Multimedia Systems Designs, Inc.
252 7th Avenue, APT #6S
New York, NY 10001**

Copy provided:

**PRO SE DIVISION, ROOM 200
U.S. District Court
Southern District of New York (Foley Square)
500 Pearl Street
New York, N.Y. 10007-1312**

**SUBJECT: Proposed criminal referral to the U.S. Attorney
CASE #: 1:18-cv-08653-VEC, Judge Valerie E. Caproni**

Ref: (a) 18 U.S.C. § 1503

Dear Sir,

1. You are familiar with the following individual who has sent unsolicited communications (concerning alleged crimes of the undersigned) directly to the presiding judge of this instant case on September 12, 2019 (you and the undersigned have received copies [via e-mail cc:]):

- **Marcus Conte of Brooklyn, New York**

2. Marcus Conte has allegedly violated ref: (a) with his “*communication*” that “*endeavors to influence, obstruct, or impede, the administration of justice.*” (September 12th, 2019 e-mail message and letter to the presiding judge). Conte seems to have satisfied the “*corruptly*” requirement of ref: (a) by providing false, misleading and erroneous information in his 9/12/2019 communication. On the surface, it appears Conte is acting as a proxy agent on your behalf.

Sweigert v. Goodman, USDC for the SDNY

3. Mr. Conte's "*communication*" of 9/12/2019 has impeded the administration of justice with interference that clouds the sense of "fairness" and "justice" of this court. His disruption of the orderly procedure of this court's processes may have been orchestrated with your knowledge and is therefore "corrupt" on its face.

4. Interestingly, much of Conte's rhetoric in the 9/12/19 "*communication*" parrots the video content of your **CrowdSource The Truth** podcasts about the undersigned, to include the inclusion of alleged violations of **18 U.S.C. § 1001** by the undersigned. The use of **18 U.S.C. § 1001** is identical to those allegations which you have made in several videos concerning the undersigned. You have also distributed video content on social media that instructs parties to contact federal judges via electronic messages (e-mail) and telephone calls -- exactly has Mr. Conte has done (see attachments below).

5. As you have co-produced social media podcasts on several occasions with this person there is an obvious connection. It seems apparent that you may have ghost written the 9/12/19 communication. You have yet to deny this apparent connection.

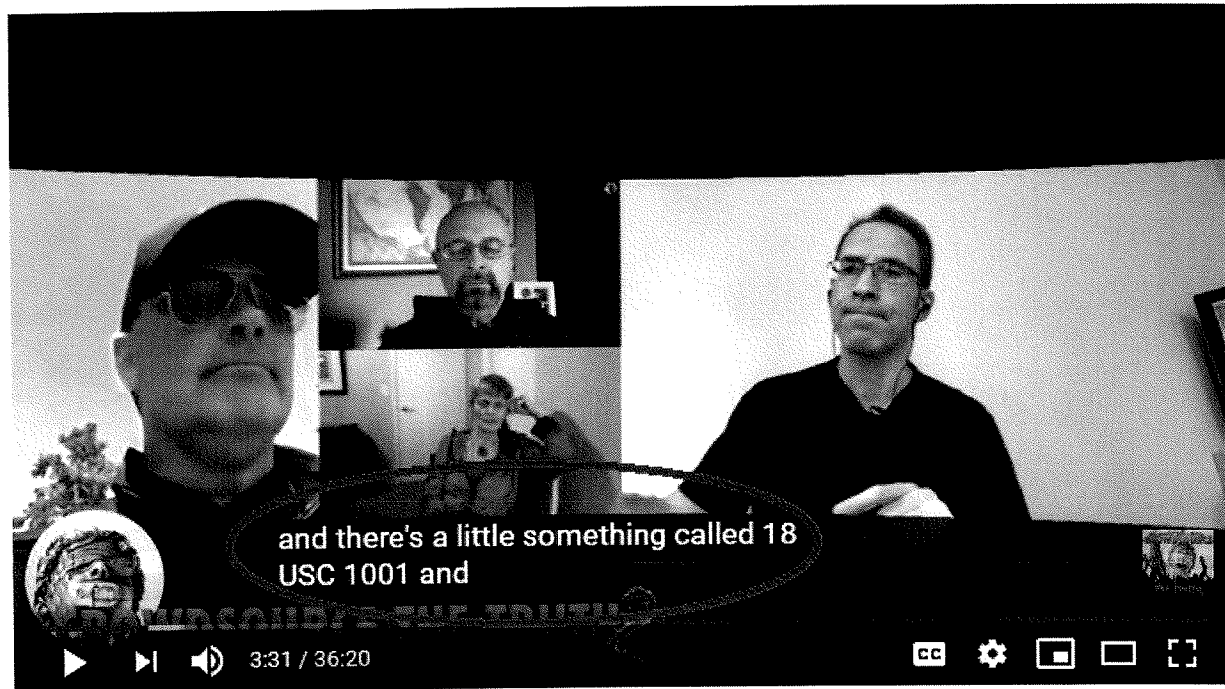
6. As a courtesy to you, I have reported this matter to the Federal Bureau of Investigation Special Agent that was apparently working the case you initiated against the undersigned (and others) in April 2018 – S.A. Brittany Custer. The Government need only to show that Mr. Conte (and possibly yourself) had knowledge that his communication would likely result in inappropriate influence. *U.S. v. Silverman*, C.A. 11 (Fla.) 1984, 745 F.2d 1386.

Warm regards,

D. G. Sweigert

See enclosures below:

Sweigert v. Goodman, USDC for the SDNY



The Trolls of Mount Shasta

10,527 views • Streamed live on May 4, 2018

267 122 SHARE SAVE ...

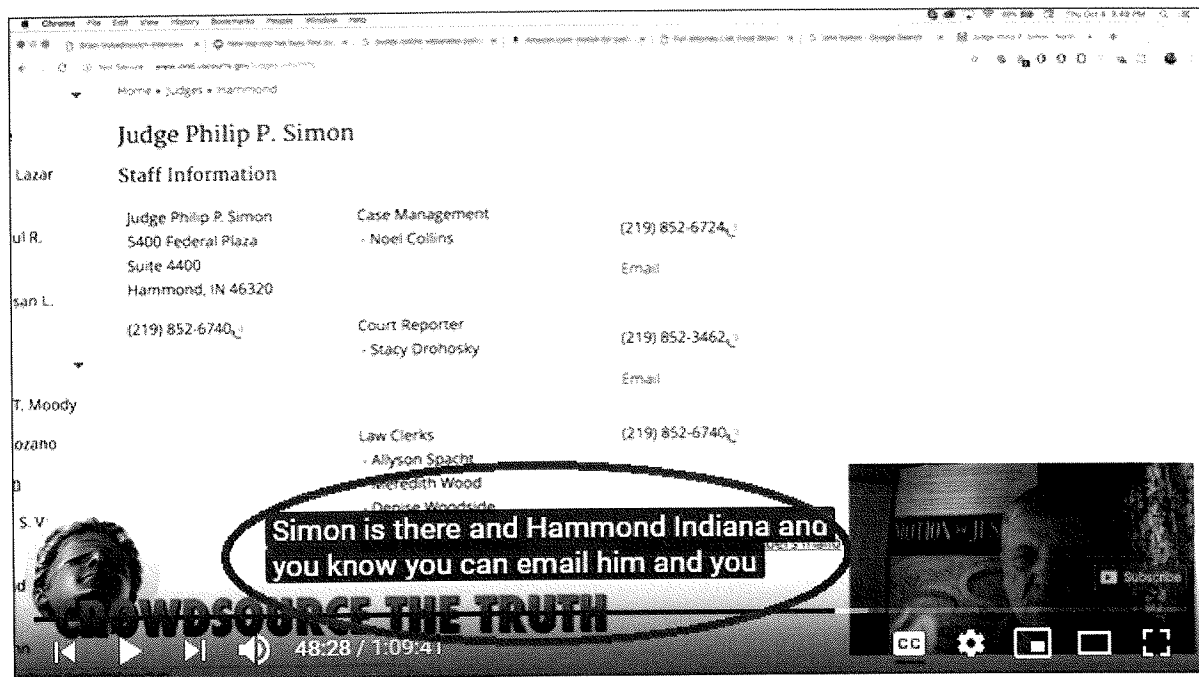


Crowdsource the Truth 2

SUBSCRIBE

ABOVE: Defendant accuses Plaintiff of violations of 18 USC § 1001.
Marcus Conte accused Plaintiff of violations of 18 USC § 1001.

Sweigert v. Goodman, USDC for the SDNY



Motion for Justice – Preserving Due Process with Pro Se Plaintiff Brian Vukadinovich

3,872 views • Streamed live on Oct 4, 2018

142 14 SHARE SAVE ...



Jason Goodman
84.1K subscribers

SUBSCRIBED



ABOVE: At time mark 48.25 Defendant states, “ [federal] judge Phillip P. Simon is there in Hammond, Indiana and you know you can email him ...”

Sweigert v. Goodman, USDC for the SDNY

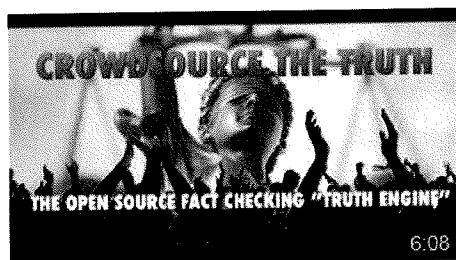


FULL INTERVIEW: 'DSNY WhistleBlower' w/ Jason Goodman CSTT - 09/19/2017

Marcus Conte

1 year ago • 159 views

REPORTED FROM: 9/9/17 : <https://youtu.be/zD8YAZSK5kM> LIVE STREAM INTERVIEW w/ Jason Goodman / Crowd Source The ...



INTERVIEW: On The Court Steps w/ Jason Goodman, March 07, 2018 Conte v DSNY

Marcus Conte

1 year ago • 164 views

<https://youtu.be/WeHj9U-QiUA> Watch The LIVE STREAM INTERVIEW on the steps of the courthouse w/ Jason Goodman of Crowd ...



LIVE STREAM Conte v DSNY Today at 2pm w/ Jason Goodman @ Crowd Source The ...

Marcus Conte

1 year ago • 161 views

LIVE STREAM Coverage TODAY w/ Jason Goodman @ Crowd Source The Truth - Watch Conte v DSNY live here: ...



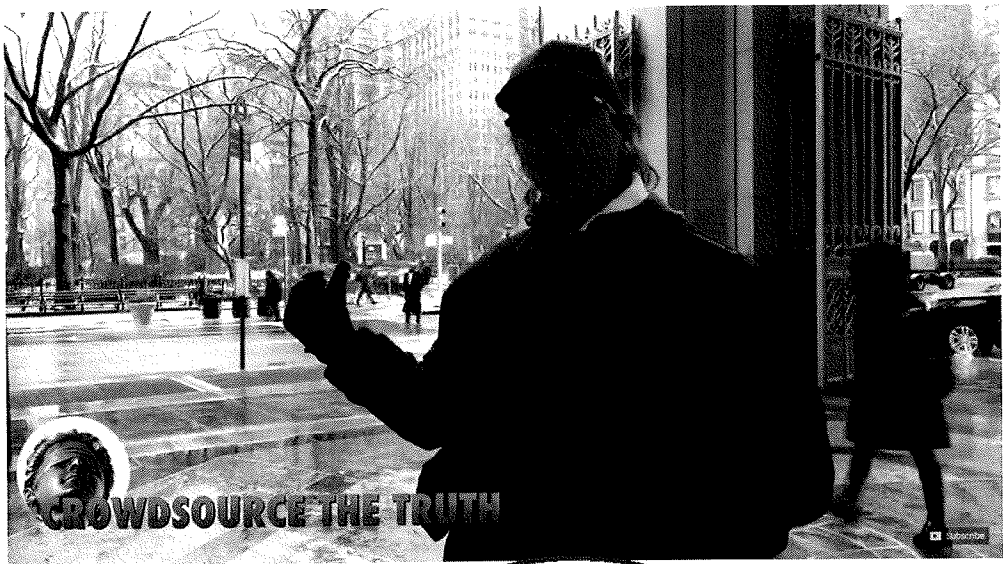
INTERVIEW: Crowd Source The Truth & latest DSNY Corruption News

Marcus Conte

1 year ago • 541 views

My INTERVIEW with Jason Goodman of Crowd Source The Truth: <https://youtu.be/zD8YAZSK5kM> Conte v. DSNY - Case No.

Sweigert v. Goodman, USDC for the SDNY



Taking Out The Trash – DSNY Whistleblower Marcus Conte Gets His Day In Court

Jason Goodman
Subscribed 84.1K

7,846 views



FULL INTERVIEW: 'DSNY WhistleBlower' w/ Jason Goodman CSTT - 09/19/2017

Marcus Conte
Subscribed 6.95K

164 views

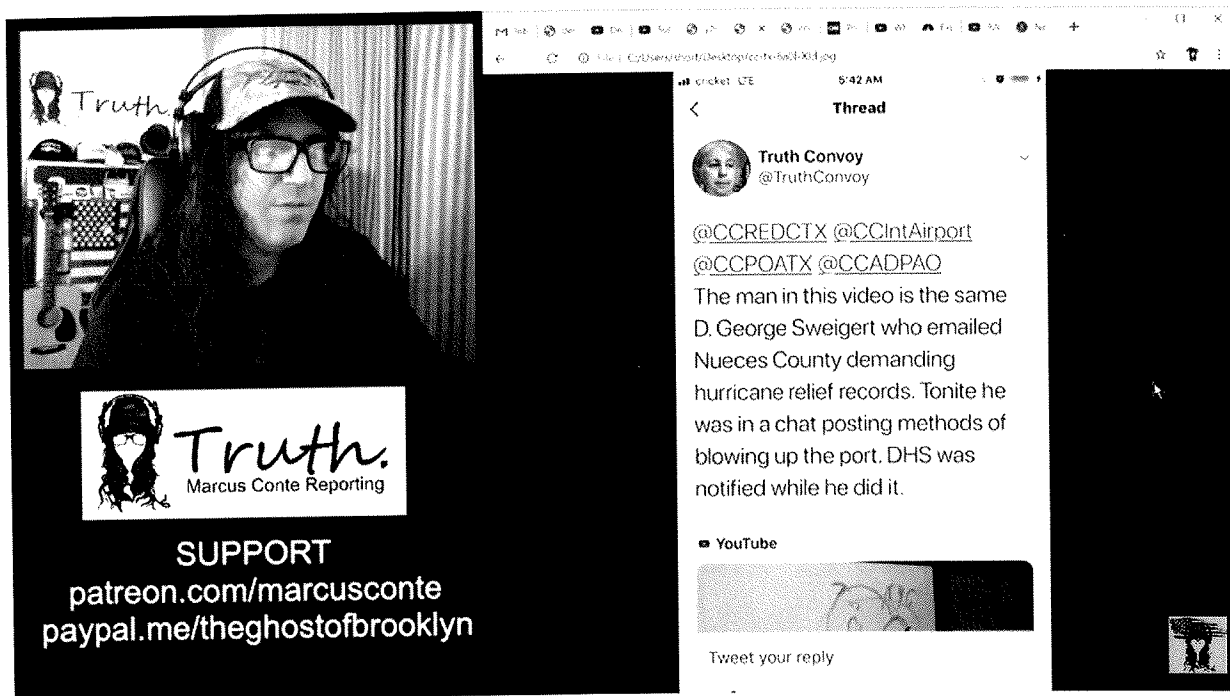
+ Add to ➔ Share ... More

👍 🗨️ 📺

EXHIBIT FOUR

EXHIBIT FIVE

Broadcast of 11/28/2019



RAW Call To FBI "Rogue YouTuber Reported to FBI for Explosion in Port Neches TX"



Marcus Conte

✓ Subscribed 7K



Add to



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851 views



87



15

"Published on Nov 28, 2019

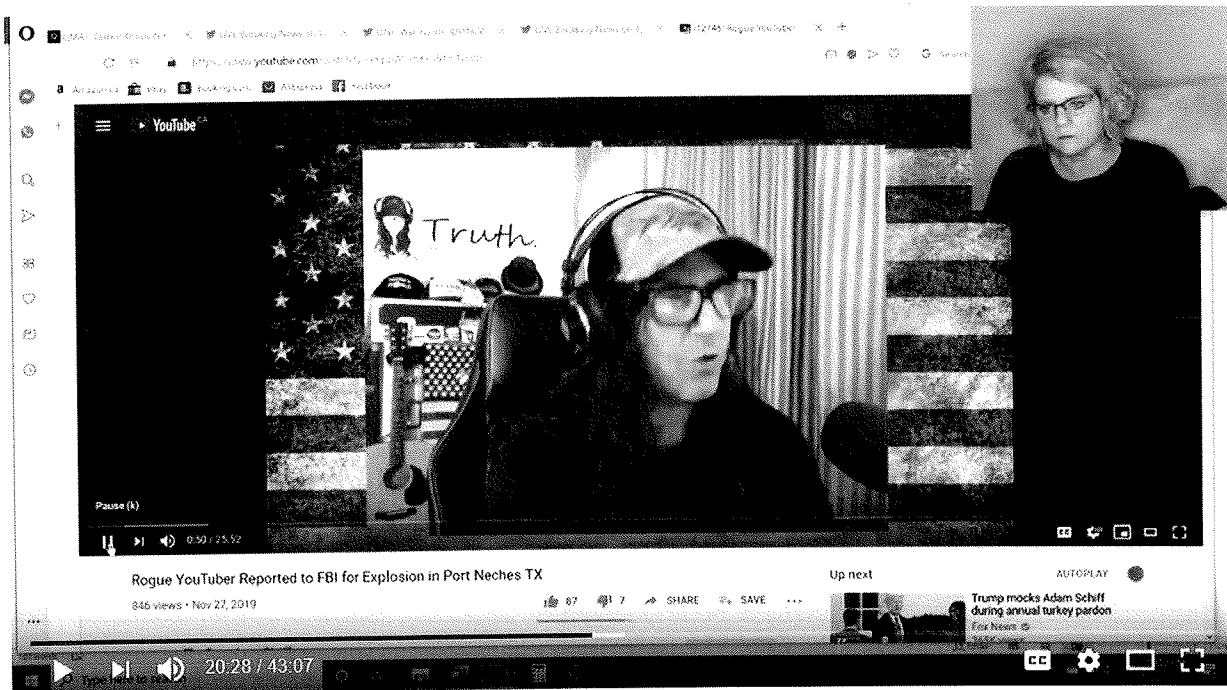
Called placed to FBI 11/27/2019 12:10 pm EST reporting D. George Sweigert / Dave David Acton 'terrorist' video"

Source URL:

<https://www.youtube.com/watch?v=NeWcOpbxQkg&t=562s>

EXHIBIT SIX

Broadcast of 11/28/2019



THERE IS SOMETHING VERY ODD ABOUT TEXAS EXPLOSION



DeceptionBytes

Subscribe 57.9K

12,735 views

+ Add to Share ... More

1,529 13

Source URL:

<https://www.youtube.com/watch?v=JmWSkjsu9gE>

EXHIBIT SEVEN

A - 0

New York Supreme Court Index No. 101058-2016

New York Supreme Court
Appellate Division -- First Department

MARC CONTE,

Petitioner - Appellant

- against -

CITY OF NEW YORK DEPARTMENT OF SANITATION [DSNY],

Respondent - Respondent

- and -

NEW YORK STATE DIVISION OF HUMAN RIGHTS [NYSDHR],

APPENDIX
Pages [A-1-A-133]

Petitioner – Appellant

Marc Conte
199 Gelston Avenue, Apt. D1
Brooklyn NY 11209
347-733-4780
shorthappylife@gmail.com

Respondent – Respondent

City of NY Department of Sanitation - DSNY Zachary W. Carter, Corporate Council 100 Church Street, RM 2-306 New York, NY 10007 212-356-0897 zcarter@law.nyc.gov, cbranch@law.nyc.gov	NY State Division of Human Rights - NYSDHR Caroline J. Downey / Aaron M. Woskoff One Fordham Plaza, 4 th Floor Bronx, NY 10458 718-741-8409 awoskoff@dhr.ny.gov, wlamot@dhr.ny.gov
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THE CITY OF NEW YORK Department of Sanitation
EEO COMPLAINT FORM DS 1735 (7-02-10)
DSNY Equal Employment Opportunity Statement

STATEMENT OF CLAIM

CONTE, MARC, A
BADGE 342, ID 1481404, CALL SIGN 229
SEA [SANITATION ENFORCEMENT AGENT]
MANHATTAN [130TH STREET PARK AVE] - 9-5PM

Thursday, July 16, 2015

Retaliation for filing discrimination claim; negative performance evaluation, denial of leave, ongoing harassment

Be advised on Tuesday, July 14, 2015 at 4:55 pm in the Manhattan zone office I was issued but denied a hard copy of a negative performance complaint filed against me by supervising agent Ms. Fleetwood (885, Gordon). The contents and a signed/dated hard copy of her evaluation (form 997) was withheld from me (improper service); this action was corroborated by a chain of command who were present at the said disciplinary event including Amasquita (881), Hampton (886) and Torrado (?). All the said supervisory agents congregated in the office at that time and witnessed / encouraged the said negative evaluation. I only reviewed this document for a few moments giving it a full read before it was whisked away by Fleetwood and her staff. In that time I witnessed content that included I somehow lied, cheated, stole, falsified, failed to follow orders, and so on. Of course I didn't sign it. The complete contents of this document are still a mystery to me. The reason, however, is open & obvious – RETALIATION.

Background,

The days that followed my filing a discriminatory claim against Mr. Pepe on June 25, 2015 Ms. Fleetwood was assigned as my new supervisor in which she followed my every move – basically trying to label me incompetent. From day 1 her tone & demeanor was negative, militant, confrontational, accusing – and derogatory. She addressed me as if I were a 15-year old boy with disciplinary problems. I got the worst assignments from her in the worst districts under the worst conditions – and still forced by her to produce 10 tickets. My seniority, however minimal, was completely ignored. She would pull up in her car for a “c” and begin to immediately badger me about “I expect more summons from you” despite the fact I have consistently provided management with their required 10-ticket quota. Every word out of her mouth to me was negative. All she cared about was, “How many summons’ do you have?” I kept my comments to myself.

Her complaint,

The jest of Fleetwood’s above-mentioned complaint appeared to be an error in data entry. The allegation is I entered an incorrect code on a ‘paper summons’. I issued a paper summons that day because my handheld device failed by producing an NOV with “zero penalty.” This is yet another glitch in the never-ending list of things that can and will go wrong with your equipment. As a result of this faulty equipment, this would only be the second paper summons to date I would write. Prior to writing the paper ticket I called in the “zero penalty” problem on the radio to Hampton (886) and was told to write the paper summons and continue on. I proceeded to write & post the summons to the best of my ability. To the best of my knowledge 95% of the

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Exhibit 4

Index 130807

The allegation is false and misleading. It doesn't even make sense. I called in sick for work because I was sick, and I provided the enclosed document 8/9/15 that explained my absence. Again, as far as I was aware this was not a mandatory workday. Why would it be? I was chart the day prior 8/5/15, meaning that it was my day off, and I was not informed at all that this was a day you needed a doctors note. If this became a mandatory workday after the fact, and I needed to see a doctor I cannot read minds or possibly know facts that were NOT communicated to me.

Important to note: there are Agents and supervisors in Enforcement that go missing from work for days, weeks and months [AWOL]. No one knows where they are until one day they walk in the door and everything is ok again. Me on the other hand, it is not ok. Even if I follow the rules I am written up and fired.

8/9/2015 12:53 PM

DOCUMENTATION

Marc Conte, SEA
Reference 1481404
Badge 342
Call 229

RE: Request for documentation for Wednesday August 5, 2015

To Whom It May Concern

On 8/5/15 I called-in sick for work; as per Policy & Procedure I notified the radio room more than 2-hours prior to the 7AM call time, and left my information with Mr. Garcia. According to DSNY Enforcement rules I am entitled to 7 "undocumented" sick days in a rolling 6-month period. I have not exceeded that limit, and 8/5/15 was not a mandatory workday. This letter shall represent requested documentation in its entirety.

MARC CONTE

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POLICE DEPARTMENT
PUBLIC INQUIRY & REQUEST SECTION
ONE POLICE PLAZA, ROOM 152A
NEW YORK, NY 10038-1497

GOOD CONDUCT CERTIFICATE

G07003163

- TO AUTHORITIES CONCERNED -

NAME CONTE, MARC

ADDRESS

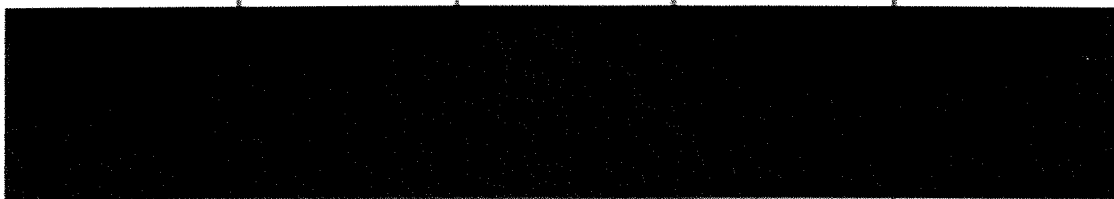
CITY STATE NEW YORK, NY 10032

DATE PROCESSED 05/17/2007	RACE W
DATE OF BIRTH [REDACTED]	SEX M
SOCIAL SECURITY NUMBER [REDACTED]	

EXPIRES IN 60 DAYS

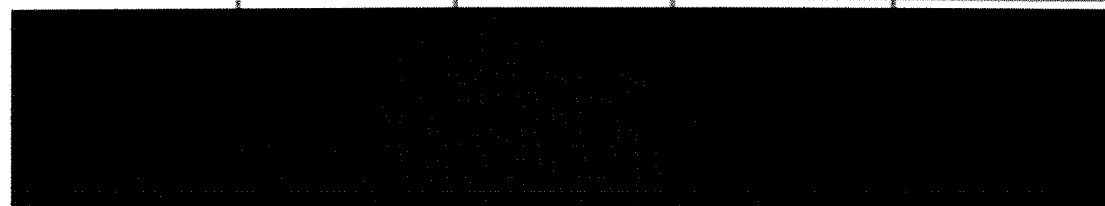
RIGHT HAND

1-RIGHT THUMB	2-R INDEX FINGER	3-R MIDDLE FINGER	4-R RING FINGER	5-R LITTLE FINGER
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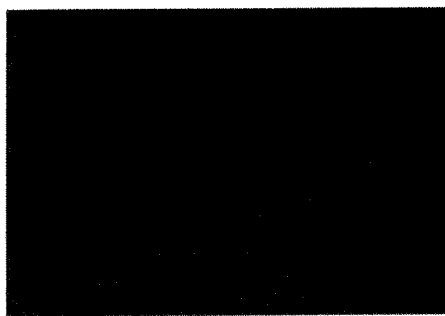
LEFT HAND

1-LEFT THUMB	2-L INDEX FINGER	3-L MIDDLE FINGER	4-L RING FINGER	5-L LITTLE FINGER
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LEFT FOUR FINGERS TAKEN SIMULTANEOUSLY

SAGEM L81/T+ 000040110.D2002



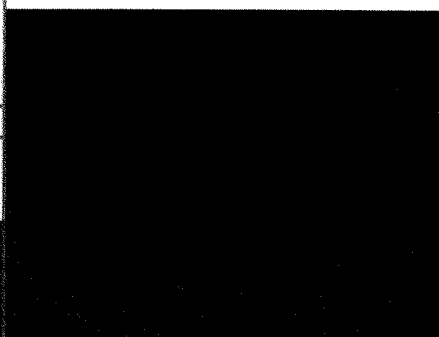
AMPUTATIONS

LEFT THUMB

RIGHT THUMB



RIGHT FOUR FINGERS TAKEN SIMULTANEOUSLY



ILLEGIBLE PRINTS

SEARCH BY NAME ONLY

CRIMINAL RECORD: YES ☒ NO ☐IF YES, # OF EVENTS
(EVENTS LISTED ON REVERSE SIDE)SIGNATURE *AFAS*

IDS DATE 5/17/07

CRIMINAL HISTORY
SEARCH BASED SOLELY
ON NYPD RECORDS -
WITHIN THE ENVIRONS
OF NEW YORK CITY
ONLY.

YOURS VERY TRULY,
Joseph J. Spont...
CHIEF OF DEPARTMENT

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<u>ARREST DATE</u>	<u>PCT</u>	<u>CHARGES</u>	<u>DISPOSITION</u>
02 02 96	090	PL 240 30 AGGR HARASSMENT 2 TELEPHONE CLASS A MISD	06 26 96 KINGS CO CRIM CRT DKT 96K016795 CONVICTED UPON PLEA OF GUILTY ATT AGGR HARASSMENT 2 PL 240 30 CLASS B MISD IN FULL SATISFACTION OF AGGR HARASSMENT 2 COMMUNICATE/ALARM PL 240 30 CLASS A MISD HARASSMENT 2 PH CNTCT PL 240 26 VIOL SENT CONDITIONAL DISCHG COMMUNITY SERVICE 3D SENT DATE 06 26 96
05 10 94	NYCTPD	PL 165 15 INT TO OBT TRANS W/O PAY CLASS A MISD	05 11 94 NY CO CRIM CRT DKT 94N033723 CONVICTED UPON PLEA OF GUILTY INT TO OBT TRANS W/O PAY PL 165 15 CLASS A MISD SENT CONDITIONAL DISCHG COMMUNITY SERVICE 1D SENT DATE 05 11 94
02 09 93	022	PL 220 45 POSS HYPODERMIC INSTRUMENT CLASS A MISD PL 220 03 CPCS 7 CLASS A MISD	06 07 93 NY CO CRIM CRT DKT 93N011397 CONVICTED UPON PLEA OF GUILTY DWAIED OR W-CONV W/IN 10YRS VTL 1192 CLASS U MISD IN FULL SATISFACTION OF CPCS 7 PL 220 03 CLASS A MISD POSS HYPODERMIC INSTRUMENT PL 220 45 CLASS A MISD OPER MV IMPAIRED BY DRUGS 1 VTL 1192 CLASS U MISD

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POLICE DEPARTMENT

 PUBLIC INQUIRY & REQUEST SECTION
 ONE POLICE PLAZA ROOM 152A
 NEW YORK NEW YORK 10038 1497

 G07003163
 MARC CONTE
 PAGE 2

<u>ARREST DATE</u>	<u>PCT</u>	<u>CHARGES</u>	<u>DISPOSITION</u>
			SENT CONDITIONAL DISCHG FINE/CUSTODY \$300/15D COMMITTED AFTER SENTENCE
			11 12 93 RESENTENCED DWAIT 2 OR 3 CONV W/IN 10YRS VTIL 1192 CLASS U MISD
			SENT CONDITIONAL DISCHG FINE/CUSTODY \$300/15D COMMITTED AFTER SENTENCE
12 22 84	005	PL 120 10 ASLT W/INT CAUS SER INJ W/WEAP CLASS C FEL	07 29 85 NY CO SUP CRT IND 1270 85 CONVICTED UPON PLEA OF GUILTY
		PL 265 01 CPW 4 FARM WEAP CLASS A MISD	ASLT 2 PL 120 05 CLASS D FEL
			SENT CONDITIONAL DISCHG SENT DATE 07 29 85
08 16 81	NYCTPD	PL 221 05 UNLAW POSS MARIJUANA VIOL	10 27 81 RICHMOND CO CRIM CRT DKT 1R003343 DISMISSED
			UNLAW POSS MARIJUANA PL 221 05 VIOL

 COURTESY * PROFESSIONALISM * RESPECT
 Website: <http://nyc.gov/aypd>

101058-2016 CONTE V DSNY

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Statement of Claim, CASE # 10176716

New York State Division of Human Rights
55 Hanson Place, Room 1084
Brooklyn, NY 11217
718-722-2385
718-722-2856

Wednesday, July 22, 2015

STATEMENT OF CLAIM
CASE # 10176716

Marc Conte
199 Gelston Avenue, D1
Brooklyn, NY 11209
347-733-4780
shorthappyliife@gmail.com

Dear Division,

I am a 51-year old WHITE male with a criminal arrest & conviction record, drug & alcohol history (disability), and I am a practicing vegan-Buddhist. I was hired by the City of New York on December 08, 2014 as a Sanitation Enforcement Agent (SEA). I do not fit-in in any way with the majority of 95% younger black & Hispanic Christian supervisors and co-workers. Despite my above average work ethic and the fact I satisfy the department's 10-ticket per day quota I have been persistently harassed, antagonized and issued false and misleading [negative] performance evaluations in an attempt to get me fired and or get me to quit. There are no other employees other than myself I can see who does his work but is so openly and obviously discriminated against for his above-mentioned differences. On June 19, 2015 I brought this complaint to Teresa H. Neal, Department of Sanitation Director of EEO (Office of Equity, Diversity & Inclusion, 137 Centre Street, Room 505, NY, NY 10013) (212) 437-4213. I filed again with her department on July 16, 2015 for retaliation. To date, nothing has been done to stop the discrimination against me. It appears these behaviors will continue against me uninterrupted, and will continue to escalate.

Enclosed please find a copy of my arrest record containing numerous drug violations, copies of 4/5 negative performance evaluations and other related documentation. I am also in possession of several sound & video recordings, as well as numerous photos upon request.

Back in December 2014 in my training class as a new Sanitation Enforcement Agent, 90% of which were black & Hispanic participants under the age of 30, the management team of Brenton Greenwood, Christine Pascall and Mr. Garnett (all black) set the racist-discriminatory tone that has followed me into the field a full 7 months later. The latter discriminatory events by latter supervisors including Mr. Pepe are a byproduct of Greenwood, Pascall and Garnett's Anti-white treatment towards me. There is no sign whatsoever of this discrimination ever ending.

I am requesting a workplace Accommodation (different work assignment outside this division) and punitive damages of \$100,000.00 [one hundred thousand dollars].

MARC CONTE

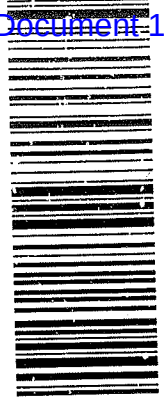
P

PRIORITY MAIL 2

EXPECTED DELIVERY DAY: 12/02/19

SHIP TO:
500 PEARL ST
NEW YORK NY 10007-1312

USPS TRACKING® NL



9505 5067 0811 9333 265

TO:

Clerk of the Court, Room 200
U.S. District Court
500 Pearl Street
New York, New York 10007-1312

PRESS FIRMLY TO SEAL



FROM:

D. G. SWEIGERT, C/O
GENERAL DELIVERY
ROUGH AND READY, CA 95975
Spoliation-notice@mailbox.org

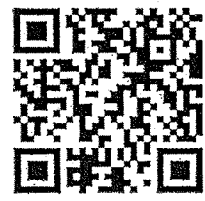
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EP14F Oct 2018

054991129102459